Country/entity	Pakistan Taliban
Region	Asia and Pacific Cross-regional
Agreement name	Shakai Peace Agreement
Date	5 Jul 2004
Agreement status	Multiparty signed/agreed
Interim arrangement	Yes

Agreement/conflict level Intrastate/intrastate conflict

India-Pakistan Conflict (1947 -) and the Pakistani Taliban (2001 -)

Two distinct contexts have generated agreements.

India-Pakistan Conflict (1947 -)
The roots of the India-Pakistan Conflict lay in the partition of the British Indian Empire following the end of World War II, and the creation of the predominately Muslim Dominion of Pakistan (now Pakistan and Bangladesh) and the Union of India in 1947. Fuelled by Hindu and Muslim nationalism, the political partition spurred the largest mass migration as minorities sought reference among their communal majorities. Retaliatory violence on both sides led to the deaths of 200,000 to 500,000 people.

A few weeks following the partition, Pakistan sent tribal militias into the Princely State of Jammu and Kashmir, sparking the Indo-Pakistan War of 1947. Two other wars broke out in 1965 and in 1991, as well as a number of skirmishes over the Siachan Glacier. The conflict has seen less casualties since the announcement of a ceasefire in 2003, despite frequent violations by both sides. Public unrest remains sporadic and there has been occasional actions by Islamic militants. In addition, despite a decrease in human rights conditions by occupying forces on both sides, abuses are still documented.

Another dimension of the conflict developed in 1997, after Pakistan announced a successful nuclear test. Since then there has been a proliferation of treaties ensuring clear lines of communication in regards to nuclear testing and accidents to deter accidental escalation.

Pakistan-Afghanistan-US Conflict (2001 -)
Since the 2000s, the Afghanistan war had a noticeable spill-over effect to Pakistan. The Afghan Taliban maintain several strongholds in the western parts of Pakistan, especially in the Northwest Tribal Region. Native Islamist guerrilla outfits also remain active in the region and in 2007 they formed the umbrella organisation known as the Pakistan Taliban until it splintered into four different groups in 2014.
Close
India-Pakistan Conflict (1947 -) and the Pakistani Taliban (2001 -)

Stage Framework/substantive - partial

Conflict nature Government/territory

Peace process Pakistan-Taliban process

Parties The members and elders of tribe Isperka, Musa Khel, [six tribe names illegible], residents of the territory of Shakai, District Wana; South Waziristan Agency.
[Three Signatories]

Third parties	-
Description	Short agreement between the residents of Wana and the South Waziristan Agency to cease protection of foreign terrorists; provide access to government agents; not hinder development; the tribe will provide protection to government officials; any foreign terrorists will be handed over. The tribes will be granted 40,000,000 rupees.

Agreement document	PK_040705_Shakai Agreement.pdf (opens in new tab) | Download PDF
Agreement document (original language)	PK_060905_Shakai Agreement_UR.pdf (opens in new tab)

Groups

Children/youth	No specific mention.
Disabled persons	No specific mention.
Elderly/age	No specific mention.
Migrant workers	No specific mention.
Racial/ethnic/ national group	No specific mention.
Religious groups	No specific mention.
Indigenous people	No specific mention.
Other groups	No specific mention.
Refugees/displaced persons	No specific mention.
Social class	No specific mention.

Gender

Women, girls and gender	No specific mention.
Men and boys	No specific mention.
LGBTI	No specific mention.
Family	No specific mention.

State definition

Nature of state (general)	No specific mention.
State configuration	No specific mention.
Self determination	No specific mention.
Referendum	No specific mention.
State symbols	No specific mention.
Independence/ secession	No specific mention.
Accession/ unification	No specific mention.
Border delimitation	No specific mention.
Cross-border provision	No specific mention.

Governance

Political institutions (new or reformed)	No specific mention.
Elections	No specific mention.

Electoral commission	No specific mention.
Political parties reform	No specific mention.
Civil society	No specific mention.
Traditional/ religious leaders	No specific mention.
Public administration	No specific mention.
Constitution	No specific mention.

Power sharing

Political power sharing	No specific mention.
Territorial power sharing	No specific mention.
Economic power sharing	No specific mention.
Military power sharing	No specific mention.

Human rights and equality

Human rights/RoL general	No specific mention.
Bill of rights/similar	No specific mention.
Treaty incorporation	No specific mention.
Civil and political rights	No specific mention.
Socio-economic rights	Human rights and equality→Socio-economic rights→Property Page 1, [Final Clause] ... In case of violation, the government would have the right to confiscate the collateral and other property, movable and immovable. We will have no excuse (justification).

Rights related issues

Citizenship	No specific mention.
Democracy	No specific mention.
Detention procedures	No specific mention.
Media and communication	No specific mention.
Mobility/access	Page 1, 3. There will no blockade to any government official's movement or any damage to government property in out territory [illegible]. We shall also not cause any hurde in development works. ...
Protection measures	Rights related issues→Protection measures→Other Page 1, 3. ... Also, either on the basis of a (verifiable) report or suspicion, whenever the government or army requires assistance of tribal volunteer fighters, we will help in every way possible at the tribal level. ... Page 1, 4. We will provide complete protection and every possible assistance to the government officials in our territory [illegible]. Page 1, ... [Final Clause] And that we will take care of and protect our territory of "__".6 ...
Other	No specific mention.

Rights institutions

NHRI	No specific mention.
Regional or international human rights institutions	No specific mention.

Justice sector reform

Criminal justice and emergency law	No specific mention.
State of emergency provisions	No specific mention.
Judiciary and courts	No specific mention.

Prisons and detention	No specific mention.
Traditional Laws	No specific mention.

Socio-economic reconstruction

Development or socio-economic reconstruction	Socio-economic reconstruction→Development or socio-economic reconstruction→Socio-economic development Page 1, 3. There will no blockade to any government official's movement or any damage to government property in out territory [illegible]. We shall also not cause any hurde in development works. ...
National economic plan	No specific mention.
Natural resources	No specific mention.
International funds	No specific mention.
Business	No specific mention.
Taxation	No specific mention.
Banks	No specific mention.

Land, property and environment

Land reform/rights	No specific mention.
Pastoralist/ nomadism rights	No specific mention.
Cultural heritage	No specific mention.
Environment	No specific mention.
Water or riparian rights or access	No specific mention.

Security sector

Security Guarantees	Page 1, 3. ... Also, either on the basis of a (verifiable) report or suspicion, whenever the government or army requires assistance of tribal volunteer fighters, we will help in every way possible at the tribal level. ... Page 1, 4. We will provide complete protection and every possible assistance to the government officials in our territory [illegible]. Page 1, ... [Final Clause] And that we will take care of and protect our territory of "__".6 ...
Ceasefire	No specific mention.
Police	No specific mention.
Armed forces	No specific mention.
DDR	No specific mention.
Intelligence services	No specific mention.
Parastatal/rebel and opposition group forces	No specific mention.
Withdrawal of foreign forces	No specific mention.
Corruption	No specific mention.
Crime/organised crime	No specific mention.
Drugs	No specific mention.
Terrorism	Page 1, 1. We shall not provide any sort of shelter or assistance to any local or foreign terrorist in our territory [illegible]. Page 1, 2. Our tribe(s) shall not condone if any foreign terrorist is found in our territory or in someone's house. We shall hand him and the one who gave him shelter, over to the authorities without any hesitation. Page 1, 5. We will be bound to hand over the elements suspected of territory to the government without any excuse or condition.

Transitional justice

Transitional justice general	No specific mention.
Amnesty/pardon	No specific mention.
Courts	No specific mention.
Mechanism	No specific mention.
Prisoner release	No specific mention.
Vetting	No specific mention.
Victims	No specific mention.
Missing persons	No specific mention.
Reparations	No specific mention.
Reconciliation	No specific mention.

Implementation

UN signatory	No specific mention.
Other international signatory	No specific mention.
Referendum for agreement	No specific mention.
International mission/force/ similar	No specific mention.
Enforcement mechanism	No specific mention.
